(b) if so, the details thereof;

(c) whether it has been circulated to all the concerned Bar Councils, leading lawyers, public and experts for inviting their views on it;

(d) if so, the views expressed by them; and

(e) Government's views in the matter?

THE MINISTER OF STATE IN THE MINISTRY OF LAW AND JUSTICE (SHRI K. VENKATAPATHY): (a) to (d) Yes, Sir. The Law Commission of India has completed its study and submitted its 187th Report on 'Mode of Execution of Death Sentence and Incidental Matters'. The Law Commission made extensive consultations with eminent Advocates, Judges, Medical Practitioners, etc. before making the recommendations. The Report was laid on the Table of Lok Sabha on 9.7.2004 and on the Table of Rajya Sabha on 12.7.2004. In this Report, the Law Commission has recommended that:—

(i) the alternate mode of execution of death sentence should be by administering lethal injection;

(ii) before passing final order as to the mode of execution of death sentence, the Court should hear the accused on that question;

(iii) A statutory right of appeal to the Supreme Court be provided against the judgment of High Court confirming or awarding death penalty; and

(iv) This appeal should be heard by a Bench consisting of atleast five Judges of the Supreme Court.

(e) The Report of the Law Commission has already been forwarded to the Ministry of Home Affairs, Ministry of Defence and Department of Justice for further action.

**Funds for construction of court buildings and residential quarters**

1854. SHRI C. RAMACHANDRAIAH: Will the Minister of LAW AND JUSTICE be pleased to state:

(a) whether the State Governments have sought assistance to improve the court buildings and for construction of residential colony for Judges;

(b) if so, the demands made to modernize the courts, and

(c) the allocation proposed to be made, State-wise?

THE MINISTER OF STATE IN THE MINISTRY OF LAW AND JUSTICE (SHRI K. VENKATAPATHY): (a) to (c) The expenditure in respect of High Courts and Subordinate Courts (including the provision for infrastructural facilities) is to be met by the concerned State Governments. A Centrally Sponsored Scheme relating to development of infrastructural facilities for the judiciary is being implemented by the Department of Justice since 1993-1994. The scheme is being implemented with a view to augment the resources of the State Governments/UT Administrations. The scheme includes construction of court buildings and residential accommodation for Judges/Judicial Officers covering High Courts and Subordinate Courts. Under this scheme, an amount of Rs. 631.38 crore has been released to the State Governments/UT Administration since 1993-94. A statement, showing the State-wise release of funds from 1993-94 to 2003-04, is enclosed.

***Statement***

*Amount incurred by the Union Government under Centrally Sponsored Scheme*

(Rs. in Lakhs)

| Sl. | Name of the States | Amount Released from 1993-94 to 2003-2004 |
|---|---|---|
| 1 | 2 | 3 |
| 1. | Andhra Pradesh | 4513.45 |
| 2. | Arunachal Pradesh | 341.44 |
| 3. | Assam | 2296.29 |
| 4. | Bihar | 3270.37 |
| 5. | Chhattisgarh | 532.89 |
| 6. | Goa | 432.93 |

| 1 | 2 | 3 |
|---|---|---|
| 7. | Gujarat | 2259.42 |
| 8. | Haryana | 1095.42 |
| 9. | Himachal Pradesh | 535.00 |
| 10. | Jammu & Kashmir | 515.60 |
| 11. | Jharkhand | 388.52 |
| 12. | Karnataka | 3183.85 |
| 13. | Kerala | 2095.04 |
| 14. | Madhya Pradesh | 3248.84 |
| 15. | Maharashtra | 4520.10 |
| 16. | Manipur | 332.00 |
| 17. | Meghalaya | 57.00 |
| 18. | Mizoram | 612.25 |
| 19. | Nagaland | 632.75 |
| 20. | Orissa | 2361.27 |
| 21. | Punjab | 1204.92 |
| 22. | Rajasthan | 2861.76 |
| 23. | Sikkim | 516.05 |
| 24. | Tamil Nadu | 4140.46 |
| 25. | Tripura | 650.25 |
| 26. | Uttaranchal | 221.15 |
| 27. | Uttar Pradesh | 9521.95 |
| 28. | West Bengal | 5282.06 |
| | TOTAL: | 57621.03 |

*Union Territories (Nomatching share is required.*

*Rs. in Lakhs*

| Sl. | Name of the UTs | Amount Released from 1993-94 to 2003-2004 |
|---|---|---|
| 1. | A & N Island | 395.55 |
| 2. | Chandigarh | 600.95 |
| 3. | Dadra & Nagar Haveli | 206.25 |
| 4. | Daman & Diu | 190.00 |
| 5. | Delhi | 3647.08 |
| 6. | Lakshadweep | 51.25 |
| 7. | Pondicherry | 426.36 |
| | TOTAL | 5517.44 |
| | GRAND TOTAL: | 63138.47 |

**Corruption in Judiciary**

†1855. SHRI RAVI SHANKAR PRASAD:
DR. MURLI MANOHAR JOSHI:

Will the Minister of LAW AND JUSTICE be pleased to state:

(a) whether it is a fact that there has been rampant corruption in the judicial system;

(b) if not, the Government's reaction thereto and whether it is also a fact that the Prime Minister has recently stated the necessity of making the judicial system corruption free;

(c) if so, whether Government have decided to take some specific steps in this regard; and

(d) if so, the details thereof?

THE MINISTER OF STATE IN THE MINISTRY OF LAW AND JUSTICE (SHRI K. VENKATAPATHY): (a) to (d) Allegations of deviant behaviour

†Original notice of the question was received in Hindi.